IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 2832 of 2005

Between:

Smt. M. Mallamma W/o. Late M. Parvathalu
R/o. Gundrampalli, Chityala Mandal, Nalgonda District.

..... PETITIONER

AND

1 Managing Director, APSRTC, Musheerabad, Hyderabad.
2 The Regional Manager, APSRTC, NALGONDA, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus declaring the action of the respondents herein in not settling the terminal benefits of the petitioner's husband as per the representation of the Petitioner dated. 23-2-2004 as illegal, arbitrary and contrary to law and consequently direct the respondents herein to settle the terminal benefits of the petitioner's husband and release the same to the Petitioner forthwith.

Counsel for the Petitioner: MR.CHALLARI NAGESWARA RAO

Counsel for the Respondents: MR.V.T.M.PRASAD

The Court made the following:

ORDER:

To dispose of the representation of the petitioner filed before the 2nd respondent, dated 23.02.2004, the present writ petition is filed.

The petitioner claims to be the wife of one late M.Parvathalu, who worked as a driver of APSRTC and died on 30.12.2003. Thereupon she made a representation to the 2nd respondent herein for grant of terminal benefits, but the respondents have not taken any action on her representation. .

Learned Counsel appearing for the petitioner contended that in spite of giving representation dated 23.02.2004, the respondents have not taken any action. Hence, a direction may be given to the respondents to dispose of the representation of the petitioner.

Learned Standing Counsel for the Respondents opposed the same on the ground that the petition is required to be considered by the respondents in accordance with the regulations of the Corporation. Whether the petitioner is entitled for the terminal benefits of the deceased Parvathalu has to be determined and decided by the respondents in accordance with the regulations and orders issued from time to time.

Therefore, the respondents are directed to dispose of the petitioner's representation, dated 23.02.2004 within a period of two months from the date of receipt of a copy of this order.

The Writ petition is accordingly disposed of. No costs.

17.02.2005

MRKR

To

1 Managing Director, APSRTC, Musheerabad, Hyderabad.
2 The Regional Manager, APSRTC, NALGONDA, Nalgonda District.

3 Two C.D.copies.

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